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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Leland Shapiro

Application No.: 09/518,076

Group Art Unit: 1648

Filed: March 3, 2000

Examiner: Myron G. Hill

For: INHIBITORS OF SERINE PROTEASE
ACTIVITY, METHODS AND
COMPOSITIONS FOR TREATMENT OF
HERPES VIRUSES

Attorney Docket No. 330310.00300

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR EXTENSION OF TIME AND RESPONSE TO ELECTION OF SPECIES
REQUIREMENT UNDER 35 U.S.C. § 121**

Sir:

Applicant petitions the Commissioner to extend the time for responding to the January 13, 2005, Election/Restrictions Requirement for two (2) months from February 13, 2005 to April 13, 2005. Any additional fee required, and any overpayments should also be charged to Deposit Account No. 50-1710.

ELECTION

In the Office Action dated January 13, 2005, the Examiner required Applicant to elect between the various species listed in Claim 15. In accordance with 35 U.S.C. § 121, Applicant hereby elects, with traverse, the species "Benzyloxycarbonyl-L-valyl-N-[1-(2-[5-(3-methylbenzyl)-1,3,4-oxadiazolyl]carbonyl)-2-(S)-methylpropyl]-L-prolinamide", in Claim 15, without disclaimer of or prejudice to pursuing the non-elected subject matter in this or other applications, for prosecution on the merits, and to which the claims shall be restricted if no generic claim is finally held to be allowable. Applicant acknowledges that, upon allowance of a generic claim, Applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided under 37 C.F.R. § 1.141.

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